IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

And
THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.15461 of 2004

Between:

Raghava Educational Society (formerly SVS Junior College), Kusumanchi, Khammam District,
rep. by its Secretary & Correspondent Sri K. Madhusudhan Rao.

..... PETITIONER

AND

1.Government of Andhra Pradesh, rep. by the Secretary, Higher Education Department, Hyderabad.
2.The Board of Intermediate Education, Government of Andhra Pradesh, Hyderabad, rep. by its Secretary.
3. Kusumanchi Educational Society, 3-97, Opp: Bus Stand, Kusumanchi, Khammam District, rep. by its President Sri P. Ramesh.

.....RESPONDENTS.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction in the nature of Mandamus or otherwise to the Respondents 1 and 2 to forthwith implement the G.O. (Annexure IV) and to take all necessary steps including grant of affiliation, approval for making appointments of staff and permission for admitting students etc, to the petitioner for the Academic Year 2004-2005 onwards in accordance with the G.O.Rt.No.182 Higher Education (IE Dept) dated 10-3-2004 (Annexure IV).

Counsel for the Petitioner: Mr.Vilas V.Afzulpurkar

Counsel for the Respondent No.1: G.P.For Higher Education.

Counsel for the Respondent No.2: Mr.S.S. Prasad.

Counsel for the Respondent No.3: Mr.B.Srinivasa Rao.

The Court made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

Writ petition has been filled seeking implementation of G.O.Rt.No.182, Higher Education (IE.II) Department, dated 10-3-2004 permitting shifting of Geetanjali Junior College for Girls to Kusumanchi in Khammam District.

On the last date, learned counsel for respondents sought time for having instructions. Today, he has produced a copy of the letter addressed by Principal Secretary to Government of Andhra Pradesh, Higher Education Department, dated 1-9-2004, conveying to the Secretary, Board of Intermediate Education, Andhra Pradesh, that proposal to shift Geetanjali Junior College for Girls to Kusumanchi has since been rejected.

In view of the above, the writ petition will not survive for consideration. It is dismissed with liberty to the petitioner to challenge G.O.Rt.No.182, dated 10-3-1994 before appropriate forum as he deems fit. No costs.

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(DEVINDER GUPTA, C.J.)

13th September 2004.

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(C.V.RAMULU, J.)

ARS

Note: CC by 14-9-2004.

(BO)

To

1.The Secretary, Higher Education Department, Government of Andhra Pradesh, Secretariat, Hyderabad.
2. The Secretary, Board of Intermediate Education, Government of Andhra Pradesh, Nampally, Hyderabad.

3. Two CCs to Govt. Pleader for Higher Education, High Court Bldgs., Hyderabad (OUT).

4.Two C.D. copies.